

# RWR

Russin Williams Reporting

## Deposition of **Alejandro Gonzalez-Aller**

**Date:** November 8, 2011

**Case:** GONZALEZ-ALLER vs. NORTHERN N.M. COLLEGE  
**Cause No.:** CIV 11-CV-105-WDS-ACT

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1 **A. Not a contract.**  
2 Q. How did this faculty contract come about?  
3 It's called a faculty contract, right?  
4 **A. Yes, uh-huh.**  
5 Q. Do you understand it to be a contract?  
6 **A. Yes.**  
7 Q. Who gave this to you?  
8 **A. Nancy O'Rourke.**  
9 Q. The same kind of situation for the  
10 Exhibit 3 contract?  
11 **A. Yes.**  
12 Q. She called you?  
13 MR. MOZES: Object that -- go ahead.  
14 Q. Did she call you to come into her office,  
15 or did you call her to come over there to sign a  
16 contract?  
17 **A. I would say I probably called her, because**  
18 **I needed to sign the contract.**  
19 Q. Did you read this contract before you  
20 signed it?  
21 **A. Yes.**  
22 Q. Did you get a copy of the contract when you  
23 left?  
24 **A. When I left?**  
25 Q. Yes, when you left the Human Resources

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1 office that day.  
2 **A. I always ask for a copy, yes.**  
3 Q. Any other paperwork you filled out in  
4 conjunction with this Exhibit 4?  
5 **A. There is another paper that says the salary**  
6 **and says it's an 11-month contract, and it's got more**  
7 **detail.**  
8 Q. Was this signature on the "Approved" line,  
9 where it says, "President, Northern New Mexico  
10 College," on the contract before you signed it?  
11 **A. I don't remember.**  
12 **Normally they -- the faculty member signs**  
13 **it first and then the president, but --**  
14 Q. Okay. And that wasn't the case with  
15 Exhibit 3, was it?  
16 **A. No.**  
17 Q. You signed it after it was stamped with the  
18 president's signature?  
19 **A. Well, that's what it shows in there, yes.**  
20 Q. And that's out of the norm?  
21 **A. Yes.**  
22 Q. So you don't know if Exhibit 4 was also out  
23 of the norm, where the president had signed it before  
24 the faculty member signed it?  
25 **A. I do not remember.**

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1 Q. Do you know why you didn't date this?  
2 **A. Oh, no, I -- I think I do put the date**  
3 **before.**  
4 Q. See, and I don't know if that date is -- is  
5 this your handwriting on the "Date" line, or is  
6 that -- is this Trujillo's handwriting or your  
7 handwriting on the "President" line, or someone  
8 else's?  
9 **A. Well, it looks like mine. It looks like it**  
10 **could be mine.**  
11 Q. The numbers?  
12 **A. Yes.**  
13 Q. Because you're a math guy, you know how you  
14 make your numbers?  
15 **A. Yes, I could have done that.**  
16 Q. Just dated it on the wrong line?  
17 **A. Yes.**  
18 Q. Okay. That's fine.  
19 Do you think you signed it on about  
20 September 11th, 2009?  
21 **A. Yes.**  
22 Q. Do you have your own copy of this document  
23 in your files at home?  
24 **A. I believe I do, yes.**  
25 Q. Because maybe we can check and see if the

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1 signature was on there or not. I will do that in a  
2 request for production.  
3 **A. Okay.**  
4 Q. And you read this contract --  
5 **A. Yes.**  
6 Q. -- and understood what it meant --  
7 **A. Yes.**  
8 Q. -- before signing it?  
9 **A. Uh-huh.**  
10 Q. Okay. Thank you.  
11 Now, going back to the director position,  
12 you knew at some point that you were not going to be  
13 dean for the 2009-2010 school year, correct?  
14 **A. Well, I knew after I had a meeting with the**  
15 **provost and the president.**  
16 Q. Do you know what month that meeting was in?  
17 **A. Sometime in the month of June.**  
18 Q. June of '09?  
19 **A. Yeah.**  
20 Q. You met with the provost and met with the  
21 president, and they said, "We can't swing the dean  
22 position, with the reorganization and money," or --  
23 what did they tell you?  
24 **A. Yes, they told me that I would become the**  
25 **program director in mathematics.**

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1 IN THE UNITED STATES DISTRICT COURT  
2 FOR THE DISTRICT OF NEW MEXICO

3 ALEJANDRO GONZALEZ-ALLER,

4 Plaintiff,

5 vs. No. CIV 11cv105 WDS-ACT

6 NORTHERN NEW MEXICO COLLEGE,

7 Defendant.

8 REPORTER'S CERTIFICATE

9  
10  
11 I, MICHELE M. TRUJILLO, CCR No. 226, DO HEREBY  
12 CERTIFY that on Tuesday, November 8th, 2011, the  
13 Deposition of ALEJANDRO GONZALEZ-ALLER was taken  
14 before me at the request of, and sealed original  
15 thereof retained by:

16 FOR THE DEFENDANT

17 MS. PATRICIA G. WILLIAMS

18 WIGGINS, WILLIAMS & WIGGINS, P.C.

19 1805 Rio Grande Boulevard, Northwest

20 Albuquerque, New Mexico 87104

21 I FURTHER CERTIFY that copies of this  
22 Certificate have been mailed or delivered to all  
23 Counsel, and parties to the proceedings not  
24 represented by counsel, appearing at the taking of  
25 the Deposition.

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1 I FURTHER CERTIFY that examination of this  
2 transcript and signature of the witness was requested  
3 by the witness and all parties present. On \_\_\_\_\_,  
4 a letter was mailed or delivered to MR. MICHAEL E.  
5 MOZES regarding obtaining signature of the witness,  
6 and corrections, if any, were appended to the  
7 original and each copy of the Deposition.

8 I FURTHER CERTIFY that the recoverable cost of  
9 the original and one copy of the Deposition, including  
10 exhibits, to MS. PATRICIA G. WILLIAMS is: \$\_\_\_\_\_.

11 I FURTHER CERTIFY that I did administer the oath  
12 to the witness herein prior to the taking of this  
13 Deposition; that I did thereafter report in steno-  
14 graphic shorthand the questions and answers set forth  
15 herein, and the forgoing is a true and correct  
16 transcript of the proceeding had upon the taking of  
17 this Deposition, to the best of my ability.

18 I FURTHER CERTIFY that I am neither employed by  
19 nor related to nor contracted with (unless excepted  
20 by the rules) any of the parties or attorneys in this  
21 case, and that I have no interest whatsoever in the  
22 final disposition of this case in any court.

23 *Michele M. Trujillo*

24 MICHELE M. TRUJILLO

25 NEW MEXICO CCR #226

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